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JUL - 1 2008

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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY ______ DEPUTY

To: Magistrate Ruben B. Brooks

I, recieve document number 28 #29-30 case 3:7 civ 2183
I'm currently in pursuants of correcting the errors
I'm requesting permission to do so, on 6-19-08 I was transfered to Avenal state Prison. Which is a rewarding principle in prison terms. However my arrival has put me in ad-seg (the hole) growding. This process has hampered me from from commiting to my legal obligor. I'm compelled to ask the Honorable Courts to bear with me! I stay in ad-seg #6 days, I'm in population as of to day. But, the problem pending is there is a waiting policy in order and it's enforced the ensued visit to the Library is a task. Avenal State prison so far hasnt honored their procedure. I've fill out plenty of request's but to no avail over again. I, still havent gotten my property with my Legal material in it, That I rely on! An it doesnt get any better there is no Legal Library on the yard I, Live on! The process is in order to get the privlege to go to the Library you must fill out a form at the desk, and awaite for a Library ducat which I'm currently doing.

I will make a proposal for a priority ducat in the near future; So with the Grace of God I can be respondent of your court orders especially documents #29 #30. Once over I'm compelled to stay within the guide lines of my appealability. Further more to keep you the Honorable Courts inform. To any matter out of my hands that pose a threat to my path for relief. Thank you for Listening.

Sincerely James H. [signature]

To Clerk:

6-20-08

I, James H. Cunningham is currently incarcerated in Avenal State Prison. Located at Avenal CA. 93204. I departed from CMC state Prison 6-9-08. I arrived at Avenal state prison 6-12-08 where I was place in ad-seg (the Hole) for over growding. I was released from there on about 6-19-08. from there I persued my property, an as of today I haven't recieved any parts of property which enclose my Legal filing Material. I've have put in request's for several days, but no avail. Please excuse the poof of service the Library isn't acessable thus far.

Sincerely
James H. Cunningham
6-20-08
(Change of Address)

To: Clerk

6-20-08

I, James H. Cunningham request that, The Clerk of the Magistrate Ruben B. Brooks return copies of Petitioners EXHIBIT MEMorRanda numbered V. IV. VI. VII.,
My property has been supposently buried in route where I'm currently imprisoned. I have been persuant to stay timely with the Honorable Courts. Returned copies will keep me also in aglinement with Magistrate Judge B. Brooks. Despite the human errors I'm exsperiancing relocation documentation submitted on request.

Sincerly
James H. Cunningham

(RETURN of Documents above!)

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

I am the party of the above entitled actions, a citizen of the United States and over the age of eighteen years, and a resident of San Luis Obispo County. My current address is:

California Men's Colony-East
P.O. Box 8101 Room________
San Luis Obispo, CA. 93409-8101

I CERTIFY (OR DECLARE), UNDER PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT.
EXECUTED ON [illegible] 6-24-08, 20________, AT SAN LUIS OBISPO, CALIFORNIA, 93409-8101.

James H. Cunningham
PETITIONER ________

....

PROOF OF SERVICE BY MAIL

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

I AM A RESIDENT OF SAID COUNTY, I AM OVER THE AGE OF EIGHTEEN YEARS AND NOT A PARTY TO THE ABOVE ENTITLED ACTION. MY BUSINESS ADDRESS IS:

CALIFORNIA MEN'S COLONY-EAST
P.O. BOX 8101 / Room________________
SAN LUIS OBISPO, CALIFORNIA 93409-8101

ON 6-24-08 [illegible], 20________, I SERVED THE WITHIN [illegible]
[illegible]
[illegible]
[illegible] / [illegible] / [illegible] Permisson re-state, return of copie, change of Address.

ON THE PARTY: [illegible]
[illegible]

IN SAID ACTION, BY PLACING A TRUE COPY THEREOF IN A SEALED ENVELOPE WITH POSTAGE THEREON PREPAID, IN THE UNITED STATES MAIL, AT CALIFORNIA MEN'S COLONY, SAN LUIS OBISPO, CALIFORNIA, 93409-8101, ADDRESSED AS FOLLOWS:
responding to documents 28,29,30,.. permission to reinstate VI, VII, VIII.
The above is true Notice of change in address

I DECLARE, UNDER PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT.
EXECUTED ON 6-24-08 [illegible], 20________, AT SAN LUIS OBISPO COUNTY, CALIFORNIA.

SIGNATURE OF DECLARANT

(REV.6/07)

AVENAL STATE Prison
P.O. Box #8
Avenal, CA 93204
James H. Cunningham
V#72323 #187L
220

BAKERSFIELD CA 933
MOJAVE CA

LET US DARE TO READ, THINK, SPEAK AND WRITE
John Adams, 1765

USA FIRST-CLASS FOREVER

LEGAL MAIL
JUN 27 2008
AVENAL STATE PRISON
MAILROOM

Attention
Office of the Clerk

UNITED States District Court
Southern District of California
880 Front street, Suite 4290
San Diego CA 92101-8900

Legal-Mail

92101+8929 C037